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**Birch, Stewart, Kolasch & Birch, LLP**

# Fax

**To:** USPTO                    **From:** JOE MCKINNEY MUNCY

**Fax:** 571-273-8300                    **Date:** September 23, 2005

**Phone:**                    **Pages:** 8 (including cover sheet)

**Your Ref.:** PC-US-21017612                    **Our Ref.:** 0104-0497PUS1

**Re:** PETERSSON, Ingela et al.  
Appl. No. 10/519,495

**CC:**

**Urgent**     **For Review**     **Please Comment**     **Please Reply**     **Please Recycle**

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**Comments:** Request Corrected Official Filing Receipt

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**BIRCH, STEWART, KOLASCH & BIRCH, LLP**

INTELLECTUAL PROPERTY LAW  
8110 GATEHOUSE ROAD  
SUITE 100 EAST  
FALLS CHURCH, VA 22042-1248  
USA

(703) 205-8000  
FAX: (703) 205-8050  
(703) 698-6590 (G IV)

e-mail: [mailroom@bskb.com](mailto:mailroom@bskb.com)  
web: <http://www.bskb.com>

CALIFORNIA OFFICE:  
COSTA MESA, CALIFORNIA

SEP 23 2005

**PRIVILEGED AND CONFIDENTIAL  
COMMUNICATION OF COUNSEL**

AWAPATENT AB  
Sodra Hamngatan 37-41  
Box 11394  
404 28 Göteborg

Sweden

Re: PETERSSON, Ingela et al. - App. No. 10/519,495  
Your Ref.: PC-US-21017612 - Our Ref.: 0104-0497PUS1

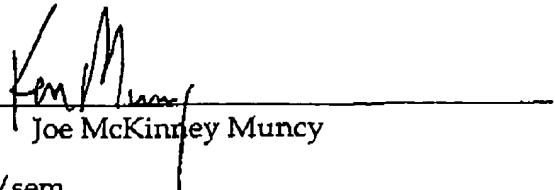
Dear Colleague:

Further to your letter of August 18, 2005, we have requested a corrected Official Filing Receipt in connection with the above-identified application.

We shall keep you advised of all further developments as they occur.

Very truly yours,

BIRCH, STEWART, KOLASCH & BIRCH, LLP

By   
Joe McKinney Muncy

KM/sem

Enclosure(s): Req. for Corrected Official Filing Receipt - one (1) copy

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P. 03

SEP 23 2005

PATENT  
0104-0497PUS1

IN THE U.S. PATENT AND TRADEMARK OFFICE

Applicant(s): PETERSSON, Ingela et al. Conf.: 5386  
Appl. No.: 10/519,495 Group: 3738  
Filed: December 30, 2004 Examiner:  
For: AN IMPLANT AND A METHOD FOR TREATING AN  
IMPLANT SURFACE

REQUEST FOR A CORRECTED OFFICIAL FILING RECEIPT

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

SEP 23 2005

Sir:

Attached hereto is the Official Filing Receipt in connection  
with the above-identified application.

THE FOLLOWING CORRECTION(S) IS/ARE RESPECTFULLY REQUESTED:

APPLICANT(S)–

Change From: "KIRSTINA JUNE-BOSTRÖM, GÖTEBORG,  
SWEDEN"

To: --KRISTINA JUNEMO-BOSTRÖM, GÖTEBORG,  
SWEDEN--

FOREIGN APPLICATION(S)–

Change From: "SWEDEN 020271.3 07/19/2002

To: --SWEDEN 0202271-3 07/19/2002

It is respectfully requested that the U.S. Patent and  
Trademark Office forward/issue a new Filing Receipt with the  
correction(s) indicated above. Support for the correction(s) is

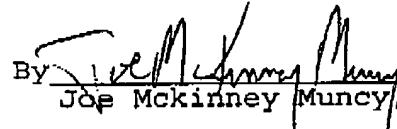
Appl. No. 10/519,495

readily apparent on the enclosed photocopy of the Declaration and Power of Attorney document.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fees required under 37 C.F.R. § 1.16 or under 37 C.F.R. § 1.17; particularly, extension of time fees.

Respectfully submitted,

BIRCH, STEWART, KOLASCH & BIRCH, LLP

By   
Joe McKinney Muncy, #32,334

P.O. Box 747  
Falls Church, VA 22040-0747  
(703) 205-8000

KM/sem  
0104-0497PUS1

Attachment(s)



## UNITED STATES PATENT AND TRADEMARK OFFICE

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APPL NO.	FILING OR 371 (c) DATE	ART UNIT	FIL FEE REC'D	ATTY.DOCKET NO	DRAWINGS	TOT CLMS	IND CLMS
10/519,495	12/30/2004	3738	1130	0104-0497PUS	10	20	2

## CONFIRMATION NO. 5386

2292  
 BIRCH STEWART KOLASCH & BIRCH  
 PO BOX 747  
 FALLS CHURCH, VA 22040-0747

## FILING RECEIPT



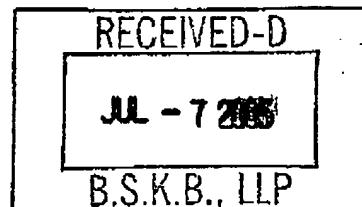
\*OC000000016426182\*

Date Mailed: 07/05/2005

Receipt is acknowledged of this regular Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please mail to the Commissioner for Patents P.O. Box 1450 Alexandria Va 22313-1450. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

## Applicant(s)

Ingela Petersson, Goteborg, SWEDEN;  
~~Kirstina~~ June-Bostrom, Goteborg, SWEDEN;  
 Gunilla Johansson-Ruden, Askim, SWEDEN;  
 Fredrik Andersson, Molndal, SWEDEN;  
 Stig Hansson, Askim, SWEDEN;



Power of Attorney: The patent practitioners associated with Customer Number 2292.

## Domestic Priority data as claimed by applicant

This application is a 371 of PCT/SE03/00722 05/06/2003

## Foreign Applications

SWEDEN 020271.3 07/19/2002

020271-3

Projected Publication Date: 10/06/2005

Non-Publication Request: No

Early Publication Request: No

Title

**Implant and a method for treating an implant surface****Preliminary Class**

623

**PROTECTING YOUR INVENTION OUTSIDE THE UNITED STATES**

Since the rights granted by a U.S. patent extend only throughout the territory of the United States and have no effect in a foreign country, an inventor who wishes patent protection in another country must apply for a patent in a specific country or in regional patent offices. Applicants may wish to consider the filing of an international application under the Patent Cooperation Treaty (PCT). An international (PCT) application generally has the same effect as a regular national patent application in each PCT-member country. The PCT process simplifies the filing of patent applications on the same invention in member countries, but **does not result** in a grant of "an international patent" and does not eliminate the need of applicants to file additional documents and fees in countries where patent protection is desired.

Almost every country has its own patent law, and a person desiring a patent in a particular country must make an application for patent in that country in accordance with its particular laws. Since the laws of many countries differ in various respects from the patent law of the United States, applicants are advised to seek guidance from specific foreign countries to ensure that patent rights are not lost prematurely.

Applicants also are advised that in the case of inventions made in the United States, the Director of the USPTO must issue a license before applicants can apply for a patent in a foreign country. The filing of a U.S. patent application serves as a request for a foreign filing license. The application's filing receipt contains further information and guidance as to the status of applicant's license for foreign filing.

Applicants may wish to consult the USPTO booklet, "General Information Concerning Patents" (specifically, the section entitled "Treaties and Foreign Patents") for more information on timeframes and deadlines for filing foreign patent applications. The guide is available either by contacting the USPTO Contact Center at 800-786-9199, or it can be viewed on the USPTO website at <http://www.uspto.gov/web/offices/pac/doc/general/index.html>.

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Title 35, United States Code, Section 184  
Title 37, Code of Federal Regulations, 5.11 & 5.15****GRANTED**

The applicant has been granted a license under 35 U.S.C. 184, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" followed by a date appears on this form. Such licenses are issued in all applications where the conditions for issuance of a license have been met, regardless of whether or not a license may be required as set forth in 37 CFR 5.15. The scope and limitations of this license are set forth in 37 CFR 5.15(a) unless an earlier license has been issued under 37 CFR 5.15(b). The license is subject to revocation upon written notification. The date indicated is the effective date of the license, unless an earlier license of similar scope has been granted under 37 CFR 5.13 or 5.14.

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Export Administration, Department of Commerce (15 CFR 370.10 (j)); the Office of Foreign Assets Control, Department of Treasury (31 CFR Parts 500+) and the Department of Energy.

**NOT GRANTED**

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SEP 23 2005

Attorney Docket No. 0104-0497PUS1

PLEASE NOTE:  
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COMPLETE THE  
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## BIRCH, STEWART, KOLASCH &amp; BIRCH, LLP

P.O. Box 747 • Falls Church, Virginia 22040-0747  
Telephone: (703) 205-8000 • Facsimile: (703) 205-8050

COMBINED DECLARATION AND POWER OF ATTORNEY  
FOR PATENT AND DESIGN APPLICATIONS

As a below named inventor, I hereby declare that: my residence, post office address and citizenship are as stated next to my name; that I verify believe that I am the original, first and sole inventor (if only one inventor is named below) or an original, first and joint inventor (if plural inventors are named below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

Insert Title:

AN IMPLANT AND A METHOD FOR TREATING AN IMPLANT SURFACE

Fill in Appropriate

the specification of which is attached hereto. If not attached hereto, the application is identified by the attorney docket number as set forth above and/or the following:

Information -  
For Use Without  
Specification  
Attached:

The specification was filed on December 30, 2004 as  
United States Application Number \_\_\_\_\_;  
and amended on \_\_\_\_\_ (if applicable) and/or  
the specification was filed on May 6, 2003 as PCT  
International Application Number PCT/SE2003/000722 \_\_\_\_\_; and was  
amended on \_\_\_\_\_ (if applicable)

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, §1.56.

I do not know and do not believe the same was ever known or used in the United States of America before my or our invention thereof, or patented or described in any printed publication in any country before my or our invention thereof or more than one year prior to this application, that the same was not in public use or on sale in the United States of America more than one year prior to this application, that the invention has not been patented or made the subject of an inventor's certificate issued before the date of this application in any country foreign to the United States of America on an application filed by me or my legal representative or assigns more than twelve months (six months for designs) prior to this application, and that no application for patent or inventor's certificate on this invention has been filed in any country foreign to the United States of America prior to this application by me or my legal representatives or assigns, except as follows.

I hereby claim foreign priority benefits under Title 35, United States Code, §119(a)-(d) of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

## Prior Foreign Application(s)

## Priority Claimed

Insert Priority  
Information:  
(if appropriate)

<u>0202271-3</u> (Number)	<u>Sweden</u> (Country)	<u>July 19, 2002</u> (Month/Day/Year Filed)	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
<u>(Number)</u>	<u>(Country)</u>	<u>(Month/Day/Year Filed)</u>	<input type="checkbox"/> Yes	<input type="checkbox"/> No
<u>(Number)</u>	<u>(Country)</u>	<u>(Month/Day/Year Filed)</u>	<input type="checkbox"/> Yes	<input type="checkbox"/> No
<u>(Number)</u>	<u>(Country)</u>	<u>(Month/Day/Year Filed)</u>	<input type="checkbox"/> Yes	<input type="checkbox"/> No

I hereby claim the benefit under Title 35, United States Code, §119(e) of any United States provisional applications(s) listed below.

Insert Provisional  
Application(s):  
(if any)

<u>(Application Number)</u>	<u>(Filing Date)</u>
<u>(Application Number)</u>	<u>(Filing Date)</u>

All Foreign Applications, if any, for any Patent or Inventor's Certificate Filed More than 12 Months (6 Months for Designs) Prior to the Filing Date of This Application:

Insert Requested  
Information:  
(if appropriate)

<u>Country</u>	<u>Application Number</u>	<u>Date of Filing (Month/Day/Year)</u>

I hereby claim the benefit under Title 35, United States Code, §120 of any United States and/or PCT application(s), including for continuation-in-part application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States and/or PCT application in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose information which is material to the patentability as defined in Title 37, Code of Federal Regulations, §1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application.

Insert Prior U.S.  
Application(s):  
(if any)

<u>(Application Number)</u>	<u>(Filing Date)</u>	<u>(Status - patented, pending, abandoned)</u>
-----------------------------	----------------------	--

Page 1 of 2  
(Rev. 05/2004)

<u>(Application Number)</u>	<u>(Filing Date)</u>	<u>(Status - patented, pending, abandoned)</u>
-----------------------------	----------------------	--

Attorney Docket No. 0104-0497PUS1

I hereby appoint the practitioners at CUSTOMER NO. 02292 as my attorneys or agents to prosecute this application and/or an international application based on this application and to transact all business in the United States Patent and Trademark Office connected therewith and in connection with the resulting patent based on instructions received from the entity who first sent the application papers to the practitioners, unless the inventor(s) or assignee provides said practitioners with a written notice to the contrary:

Send Correspondence to:

CUSTOMER NO. 02292 (BIRCH, STEWART, KOLASCH &amp; BIRCH, LLP)

Telephone: (703) 205-8000

Facsimile: (703) 205-8050

PLEASE NOTE:  
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↓

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full Name of First  
or Sole Inventor  
Insert Name of  
Second Inventor  
If any  
see above

GIVEN NAME/FAMILY NAME Ingela PETERSSON	INVENTOR'S SIGNATURE Ingela Petersson	DATE* Feb 2nd 2005
Residence (City, State & Country) Göteborg, Sweden	CITIZENSHIP Swedish	

Insert Residence  
Insert Citizenship

Insert Post Office Address

Full Name of Second  
Inventor, if any:  
see above

GIVEN NAME/FAMILY NAME Kristina JUNEMO-BOSTRÖM	INVENTOR'S SIGNATURE Kristina JUNEMO-BOSTRÖM	DATE* Feb 8th 2005
Residence (City, State & Country) Göteborg, Sweden	CITIZENSHIP Swedish	

Full Name of Third  
Inventor, if any:  
see above

GIVEN NAME/FAMILY NAME Gunilla JOHANSSON-RUDÉN	INVENTOR'S SIGNATURE Gunilla JOHANSSON-RUDÉN	DATE* Jan 28th 2005
Residence (City, State & Country) Askim, Sweden	CITIZENSHIP Swedish	

Full Name of Fourth  
Inventor, if any:  
see above

GIVEN NAME/FAMILY NAME Fredrik ANDERSSON	INVENTOR'S SIGNATURE Fredrik ANDERSSON	DATE* Feb 2nd 2005
Residence (City, State & Country) Mölnadal, Sweden	CITIZENSHIP Swedish	

Full Name of Fifth  
Inventor, if any:  
see above

GIVEN NAME/FAMILY NAME Stig HANSSON	INVENTOR'S SIGNATURE Stig HANSSON	DATE* Feb 2nd 2005
Residence (City, State & Country) Askim, Sweden	CITIZENSHIP Swedish	

Full Name of Sixth  
Inventor, if any:  
see above

GIVEN NAME/FAMILY NAME	INVENTOR'S SIGNATURE	DATE*
Residence (City, State & Country)	CITIZENSHIP	
MAILING ADDRESS (Complete Street Address including City, State & Country)		